

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DANIELLE and JESSIE KAY; JOHN and  
NANCY MORATIS; KAITLYN SLAVIC; and  
MARIA IANNOME,

Plaintiffs,

v.

WEST PENN MULTI-LIST, INC; EVEREST  
CONSULTING GROUP LP (d/b/a Berkshire  
Hathaway HomeServices The Preferred Realty);  
HOWARD HANNA COMPANY (d/b/a Howard  
Hanna); REEDSTONE, INC. (f/k/a Pirain  
Enterprises, Inc.) (d/b/a NextHome PPM Realty);  
MHDM LLC (d/b/a Realty ONE Group Gold  
Standard); SF, LLC (d/b/a Realty ONE Group  
Platinum); REALTY ONE GROUP HORIZON,  
LLC; RIVER POINT REALTY, LLC; BOVARD-  
ANDERSON CO.; and PRIORITY REALTY,  
LLC,

Defendants.

Civil Action No: 2:23-cv-02061

Judge William S. Stickman IV

**DEFENDANTS WEST PENN MULTI-LIST, INC., EVEREST CONSULTING GROUP  
LP, AND HOWARD HANNA COMPANY’S JOINT MOTION TO DISMISS THE  
SECOND AMENDED COMPLAINT PURSUANT TO RULE 12(b)(6)**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendants West Penn Multi-List, Inc., Everest Consulting Group LP, and Howard Hanna Company (collectively, “Defendants”), by and through their counsel, respectfully submit this Motion to Dismiss the Second Amended Complaint of Plaintiffs Danielle and Jessie Kay, John and Nancy Moratis, Kaitlyn Slavic, and Maria Iannome. For the reasons set forth in the accompanying Memorandum of Law in Support, Defendants request that the Court enter an order granting Defendants’ Motion to Dismiss.

Dated: June 4, 2024

/s/ Wendelynne J. Newton

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Respectfully submitted,

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on June 4, 2024, this document was electronically filed with the Clerk of the Court using the CM/ECF system, which will automatically send email notification of such filing to the attorneys of record registered with the CM/ECF system.

/s/ David Z. Gringer  
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